

BENJAMIN H. SETTLE

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

CONFEDERATED TRIBES OF THE CHEHALIS)
RESERVATION, a federally recognized Indian tribe)
on its own behalf and as *parens patriae* for its)
members, and CTGW, LLC, a limited liability)
company organized under Delaware law,)

No. C08 5562 BHS

Plaintiffs,

ORDER GRANTING DEFENDANTS'
AND DENYING PLAINTIFFS' MOTIONS
FOR SUMMARY JUDGMENT

V.

[PROPOSED]

THURSTON COUNTY BOARD OF EQUALIZATION, a political subdivision of the State of Washington; Thurston County Board of Equalization members JOHN MORRISON, BRUCE REEVES and JOE SIMMONDS, in their official capacities; THURSTON COUNTY ASSESSOR PATRICIA COSTELLO, in her official capacity; THURSTON COUNTY, a political subdivision of the State of Washington; and THURSTON COUNTY TREASURER ROBIN HUNT, in her official capacity.

NOTE ON MOTION DOCKET: JANUARY 22, 2010

Defendants.

This matter comes before the Court on the party's cross-Motions for Summary Judgment. The Court has considered the pleadings filed in support of and in opposition to these motions, and the remainder of the file. The Court hereby denies Plaintiffs' Motion for Summary Judgment and Grants Defendants' Motion for Summary Judgment for the reasons stated herein.

Based upon the argument of the parties, the evidence presented, and the pleadings herein, the Court finds that there is no genuine issue as to any material fact and Defendants are entitled to judgment as a matter of law.

ORDER GRANTING DEFENDANTS' AND DENYING PLAINTIFFS' MOTIONS FOR SUMMARY JUDGMENT - 1
Cause No. C08-5562 BHS

EDWARD G. HOLM
Thurston County Prosecuting Attorney
Civil Division
2424 Evergreen Park Dr. SW, Suite 102
Olympia, WA 98502
360/786-5574 FAX 360/709-3006

1 Therefore, it is hereby

2 **ORDERED** that Plaintiffs' Motion for Summary Judgment is **DENIED**.

3 It is **FURTHER ORDERED** Defendants' Motion for Summary Judgment is granted and all
4 Plaintiffs' claims against all Defendants are hereby dismissed.

5 DATED this _____ day of _____, 2010.

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8 BENJAMIN H. SETTLE
9 United States District Judge

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11 I hereby certify that on the 30 day of December, 2009, I electronically filed the foregoing with the Clerk of the Court
12 using the CM/ECF system which will send notification of such filing to the following attorneys for plaintiffs:

13 Harold Chesnin
14 Confederated Tribes of the
Chehalis Reservation
1810 43rd Avenue E., # 203
Seattle, WA 98112
pateus@aol.com

15 Anthony Broadman
16 Williams, Kastner & Gibbs, PLLC
601 Union Street, Suite 4100
Seattle, WA 98101
abraodman@williamskastner.com

17 Gabriel S. Galanda
18 Williams, Kastner & Gibbs, PLLC
601 Union Street, Suite 4100
Seattle, WA 98101
ggalanda@williamskastner.com

19 Debora G. Juarez
20 Williams, Kastner & Gibbs, PLLC
601 Union Street, Suite 4100
Seattle, WA 98101
djuarez@williamskastner.com

21 Attorney for Board of Equalization

22 David Klumpp
23 Chief Civil Deputy
24 2424 Evergreen Park Dr SW, Suite 102
Olympia, WA 98502
(360)786-5574
Fax (360)709-3006
klumppd@co.thurston.wa.us

25
26 
27 Linda Olsen, Paralegal
28 to Attorneys for T.C./T.C. Assessor/T.C. Treasurer

29
30 ORDER GRANTING DEFENDANTS' AND DENYING PLAINTIFFS'
31 MOTIONS FOR SUMMARY JUDGMENT - 2
Cause No: C08-5562 BHS

32 EDWARD G. HOLM
33 Thurston County Prosecuting Attorney
34 Civil Division
35 2424 Evergreen Park Dr. SW, Suite 102
Olympia, WA 98502
360/786-5574 FAX 360/709-3006